

AMENDMENT TRANSMITTAL LETTER

Attorney Docket No. ZKTZ 2 00014

Serial No.: 09/978,599	Filing Date: October 16, 2001	Examiner: W. JUNG
Group Art Unit: 3737 Confirmation: 5128	Invention: DIGITAL MINIMALLY INVASIVE SURGERY SYSTEM	

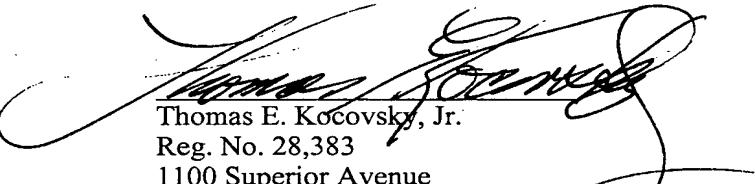
To the Commissioner For Patents:

Transmitted herewith is an **AMENDMENT E AND REPLY UNDER 37 C.F.R. § 111** in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	36	Minus	39	-	\$ 25	\$ 0.00
Indep. Claims	12	Minus	12	-	\$100	\$ 0.00

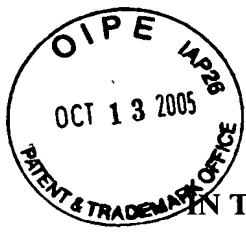
- No additional claims fee is required.
- Please charge any additional fees or credit overpayment to Deposit Account No. 06-0308. A duplicate copy of this sheet is enclosed.
- Applicants hereby request any additional extensions of time that may be necessary and authorize the extension of time fees to be charged to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLPDate: 11 Oct 2005
Thomas E. Kocovsky, Jr.
Reg. No. 28,383
1100 Superior Avenue
Seventh Floor
Cleveland, Ohio 44114-2518
(216) 861-5582CERTIFICATE OF MAILING

I hereby certify that these **AMENDMENT TRANSMITTAL LETTER** (x2) and **AMENDMENT E AND REPLY UNDER 37 C.F.R. § 111** in connection with U.S. Patent Application Serial No. 09/978,599 are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11 day of October, 2005.

By: Hilary McSherry



3737
1P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of) Examiner: W. JUNG
R. ABOVITZ, et al.)
Serial No.: 09/978,599) Art Unit: 3737
Filed: October 16, 2001) Confirmation: 5128
For: **DIGITAL MINIMALLY)
INVASIVE SURGERY)
SYSTEM**)
Date of Last Office Action:)
July 14, 2005)
Attorney Docket No.:) Cleveland, OH 44114
ZKTZ 2 00014 US) October 11, 2005

AMENDMENT E
AND REPLY UNDER 37 C.F.R. § 1.111

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Office Action of July 14, 2005.

Amendments to the claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 13.

Certificate of Mailing

I certify that this **AMENDMENT E AND REPLY UNDER 37 C.F.R. § 1.111** in connection with Ser. No. 09/978,599 is being

- deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
 transmitted to facsimile number (571) 273-8300 under 37 C.F.R. § 1.8 on the date indicated below.

Date
October 11, 2005

Signature	
Printed Name	
Hilary M. McNULTY	